
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Robert Peter Enston

Applicant's Ref: HDRA001

Application No.: 10/783,595

Examiner: DEVORE, PETER T

Filed: 02/21/2004

Group Art Unit: 3751

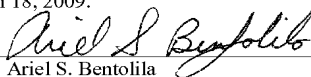
Title: Apparatus and Method for the Freeing Of
Seized Valves

Date: March 18, 2009

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 18, 2009.

Signed:


Ariel S. Bentolila

Rule §1.137 Petition

Commissioner for Patents
Mail Stop Petition
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

With regard to the Office Action dated 11/20/2007, please consider the following petition for revival of the above-identified patent application, which has presumably been abandoned for failure to respond before the statutory 6 month deadline, 5/20/2008.

Recently, applicant has unexpectedly taken notice that the statutory period for response has expired. Applicant hereby petitions to revive the above-identified application under 37 CFR 1.137. Please consider the following remarks in support of an "unintentional abandonment" petition for revival of the above-identified patent application.

Included with this petition letter is a 37 CFR 1.137 the required reply to the outstanding Office action. Additionally, the Commissioner is hereby authorized to charge the petition fee as set forth in

§1.17(m), or any required fees, not included with this paper, and or credit any overpayment, directly to the credit card indicated in the attached Credit Card Payment form PTO-2038.

The Applicant resides in the UK and all communications have been by email. In addition to Applicant, Applicant's patent agent in the UK is also part of the decision making process in instructing and engaging me for work with regard to US patent prosecution on this case. A confluence of communication errors and miscommunications between all parties involved lead Applicant to believe that the UK patent agent had engage me to start on the US casework; however, unfortunately, Applicant's UK patent agent thought that Applicant had taken care of it. To make a long story short, by the time it became clear that no one had taken care of it, the statutory abandonment date had long past. Once notice was recently taken of the error and I was engaged to start work, effort to prepare and file the present response and petition was taken. Thus, the entire delay in filing this grantable petition pursuant to 37 CFR 1.137, and the included office action response, from the due date for the reply until the filing of was completely unintentional.

Applicant understands that no terminal disclaimer is actually required with this letter.

Applicant believes that all conditions for revival under 37 CFR 1.137 have been met, and respectfully requests that the above-identified application be revived and the enclosed office action response be entered.

Respectfully submitted,
Bay Area Intellectual Property Group, LLC

A handwritten signature in black ink, reading "Ariel S. Bentolila". The signature is fluid and cursive, with the first name "Ariel" and last name "Bentolila" clearly distinguishable.

Ariel Bentolila
Registration No. 52,614

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